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FORM (REV	11-98)		OF COMMERCE PATENT AND TRADEMARK OFFICE	TORNEY'S DOCKET NUMBER	
	1.		TO THE UNITED STATES	98,506-C	
ļ	DESIGNATED/ELECTED OFFICE (DO/EO/US)			U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR	
CONCERNING A FILING UNDER 35 U.S.C. 371				09/485099	
INTI	ERNA	FIONAL APPLICATION NO. PCT/US98/16379	INTERNATIONAL FILING DATE 06 August 1998	PRIORITY DATE CLAIMED	
TITL	E OF	INVENTION	00 August 1998	06 August 1997	
APPI	LICAN	RATION AND USE OF REC IT(S) FOR DO/EO/US A. Frace; Alexander I. Klimo		RUS M2 CONSTRUCTS AND VACCINES	
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
1.	1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.				
2.		This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.			
3.	\boxtimes				
		examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).			
4. 5.	×	A copy of the International Application as filed (35 U.S.C. 371 (c) (2))			
	×				
		a. is transmitted herewith (required only if not transmitted by the International Bureau).			
Ū		b. As been transmitted by the International Bureau.			
	_	c. is not required, as the application was filed in the United States Receiving Office (RO/US).			
[<u>↓0</u> .		A translation of the International Application into English (35 U.S.C. 371(c)(2)).			
₩7. 一	A copy of the International Search Report (PCT/ISA/210).				
og465099 .og		Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))			
		a. are transmitted herewith (required only if not transmitted by the International Bureau).			
		b. have been transmitted by the International Bureau.			
		c. have not been made; however, the time limit for making such amendments has NOT expired.			
		d. have not been made and will not be made.			
2		(5) (5)			
(O)		An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).			
A copy of the International Preliminary Examination Report (PCT/IPEA/409).					
A translation of the annexes to the International Preliminary Examination Report under (35 U.S.C. 371 (c)(5)).				eport under PCT Article 36	
Items 13 to 20 below concern document(s) or information included:					
13.					
14.		An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.			
15.	\boxtimes	A FIRST preliminary amendment.			
16.		A SECOND or SUBSEQUENT preliminary amendment.			
17.		A substitute specification.			
18.		A change of power of attorney and/or address letter.			
19.	\boxtimes	Certificate of Mailing by Express Mail			
20.	\boxtimes	Other items or information:			
	_	Return Postcard			
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430 Rec'd PCT/PTO APPLICATION NO. (IF KNOWN INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER PCT/US98/16379 98,506-C The following fees are submitted:. CALCULATIONS PTO USE ONLY BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) : Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2) paid to USPTO and International Search Report not prepared by the EPO or JPO \$970.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but Internation Search Report prepared by the EPO or JPO \$840.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$690.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... \$670.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$96.00 **ENTER APPROPRIATE BASIC FEE AMOUNT =** \$970.00 Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). \$0.00 **CLAIMS** NUMBER FILED **NUMBER EXTRA RATE** Total claims 46 \$18.00 \$828.00 66 -20 =\$78.00 0 \$0.00 2 - 3 = Independent claims \$0.00 Multiple Dependent Claims (check if applicable) TOTAL OF ABOVE CALCULATIONS \$1,798.00 Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). \$0.00 **SUBTOTAL** \$1,798.00 cessing fee of \$130.00 for furnishing the English translation later than 30 then the from the earliest claimed priority date (37 CFR 1.492 (f)). \$0.00 TOTAL NATIONAL FEE \$1,798.00 == Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be asepmpanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). \$0.00 TOTAL FEES ENCLOSED \$1,798.00 Amount to be: refunded N charged X A check in the amount of \$1,798.00 to cover the above fees is enclosed. Please charge my Deposit Account No. in the amount of to cover the above fees. A duplicate copy of this sheet is enclosed. X The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment A duplicate copy of this sheet is enclosed. to Deposit Account No. 13-2490 NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. SEND ALL CORRESPONDENCE TO: Michael S. Greenfield Reg. No. 37,142 McDonnell Boehnen Hulbert & Berghoff Michael S. Greenfield 300 South Wacker Drive **NAME** Chicago, Illinois 60606 Phone: 312-913-0001 37,142 Fax: 312-913-0002 REGISTRATION NUMBER

February 4, 2000

DATE

09/485099 410 Rec'd PCT/PTO 0 4 FEB 2000

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (Case No. 98,506-C)

Express Mail No.: EM188144906US

Deposited: February 4, 2000

I hereby certify that the attached correspondence, identified below, is being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" under 37 CFR § 1.10 on the date indicated above and is addressed to the Asst. Commissioner for Patents, Box PCT, Washington, DC 20231.

Patent Application of: Frace et al.

Title: Preparation and Use of Recombinant Influenza A Virus M2 Constructs And Vaccines

- X Transmittal Letter (2 sheets)
- X Published PCT Application w/search report (45 sheets)
- X PCT International Search Report (8 sheets)
- X PCT International Preliminary Examination Report (11 sheets)
- X Preliminary Amendment (3 sheets)
- X Postcard
- X Check in the amount of \$1,798.00

Attorney Docket No.: 98,506-C

